IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

BEVERLY TERCHO, EXECUTRIX OF THE ESTATE OF JOHN TERCHO,))
Plaintiff,) CIVIL ACTION NO. 05-176E
v .) JUDGE McLAUGHLIN) MAGISTRATE JUDGE BAXTER
UNITED STATES OF AMERICA,) (Electronic Filing)
Defendant.)

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, it is hereby stipulated and agreed to by and between the respective parties that the above-captioned case be dismissed with prejudice, each party to bear their own costs, and the Court may enter an Order accordingly, notice by the Clerk being hereby

waived.

DAVID L. HUNTER, ESQUIRE Attorney for Plaintiff

s/Michael C. Colville

MICHAEL C. COLVILLE
ASSISTANT U.S. ATTORNEY
Attorney for Defendant
United States of America

	AND NOW,	to	wit,	this	 day	of	 	 2006,	it
is	so ORDERED								